



The Little Traverse Bay Bands of Odawa Indians
In Council Chambers and via ZOOM
Tribal Council Regular Meeting Agenda
February 23, 2023
9:00 a.m.

All meetings, work sessions and Citizens' meetings are recorded

Agenda subject to change and may include closed session

Public Comment 11:45 a.m. & 3:00 p.m. (approximate)

Lunch Recess may be held approximately 12:00 p.m. - 1:30 p.m.

Participation. With respect to all participants, and in accordance with Waganakising Odawak Statute 2015-014 Open Meetings of the Tribal Council, and the Tribal Council Meeting Policy and Procedures for Electronic Meetings, participants are required to provide their full name and Tribal affiliation at log in for meeting entry. Citizens use name and enrollment number, all others who are required to be in the meeting, use name and title. Without required identification you will remain in the Zoom waiting room of this session until the entry criteria is met. If you log in under what appears to be a fictitious name, you may be removed and will not be provided entry into the meeting room until such time as your log in is verifiable.

Public Comment.

Tribal Council will not accept comments nor discuss matters that relate to the following:

1. Personnel matters.
2. Personal information affecting an individual's privacy, including personnel matters. or medical conditions or similar matters that constitute a clearly unwarranted invasion of personal privacy unless it pertains to the Tribal Citizens who is raising the matter.
3. Matters covered by attorney client privilege.
4. Matters considered confidential by other Statutes.
5. Matters regarding confidential business or legal matters of the Tribe or a Tribal Citizen.
- 6 Matters that could impair a criminal investigation.

(Source: WOS 2015-014, July 24, 2015, Section VI)

Time: Feb 23, 2023 09:00 AM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/89523709837?pwd=cWYzNzVPamVrT1ZtMFA0Nk9wUFIZQT09>

Meeting ID: **895 2370 9837**

Passcode: 956402

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+1 253 205 0468 US
+1 253 215 8782 US (Tacoma) +1 346 248 7799 US (Houston)
+1 360 209 5623 US
+1 386 347 5053 US
+1 507 473 4847 US
+1 564 217 2000 US
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Find your local number: <https://us02web.zoom.us/j/kmUGxsGAI>

GENERAL SESSION

1. Call to Order
2. Opening Ceremony
3. Roll Call
4. **Motion** to adopt the agenda of February 23, 2023 as (presented/amended).
5. **Motion** to dedicate this meeting in honor of the following Tribal Citizen(s) who have walked on: Frieda Carroll-ba, Brian Persing-ba, Paul Sharkey-ba, and Darlene Sholes-ba.
6. Review and Approve Minutes of February 9, 2023.
 - a. **Motion** to approve the minutes of February 9, 2023 as (presented/corrected).
7. **9:30 a.m.** Introduction of new Tribal Government Employees
 - David Thom – Safety and Emergency Management Coordinator (Transfer) – Human Resources
 - Tina Bishaw – Crisis Intervention Counselor – Health
 - Nicole Kiogima – Clinic Screener/MA – Health
 - Kelli Pamp – Accounting Technician-Purchasing – Accounting
 - Roberta Rousseau – Community Health Administrative Assistant – Health
 - Sarah Elkins – Crooked Tree Wellness Clinic Physician's Assistant – Health
 - Tyler Welklin – Inland Fisheries Senior Research Technician – Natural Resources
 - Joseph Tolles – Senior Hatchery Technician – Natural Resources

*Please note this list is not reflective of who will be in attendance for New Employee Introductions at the next Tribal Council meeting.

8. Executive Oversight Report
 - i. **Motion** to acknowledge receipt of the verbal and written Executive Oversight Report as presented by...for February 9, 2023.
9. Tribal Council Officer Reports
 - a. Legislative Leader Report

Motion to acknowledge receipt of Legislative Leader Emily Proctor's verbal and written report for February 9, 2023.

- b. Secretary Report

- i. Documents Delivered to the Executive: None
- ii. Vetoes (a vote of Tribal Council to override a veto shall occur within 90-days of the veto): None
- iii. Phone Polls passed by Tribal Council:

-02/15/2023 Reason for Emergency Phone Poll: Motion to approve CERTIFIED MOTION # 021523-01 Governmental Branch Allocation of General funds for Fiscal Year 2024.
Phone Poll Vote: 8 Yes, 1 No (Councilor Aaron Otto), 0 Abstain, 0 Absent
Motion carries.

Motion to acknowledge receipt of Secretary Marcella Reyes' verbal and written report as provided on the agenda for February 23, 2023.

c. Treasurer Report

Appropriations and Finance Committee

-Last Meeting: February 14, 2023

(Motions made at Appropriations and Finance Committee Meeting)

*-Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 022323-01 Request to Accept Funding Increase from the Indian Health Service Annual Funding Agreement FY 2023.
Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent
Motion carries.*

*-Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 022323-02 Request for Funding as a sub-grantee from the Inter-Tribal Council of Michigan for funding from the National Cancer Institute, Promoting Smoke-Free Homes in Rural American Indian Households Project FY 2023-2026.
Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent
Motion carries.*

*-Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 022323-03 Request for Funding from Institute of Museum and Library Services, Native American Library Services Basic Grant FY 2023.
Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent
Motion carries.*

*-Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to adopt Tribal Resolution Supplemental Funding in the Amount of \$12,000.00 for a Water and Wastewater Systems Engineering Study of the LTBB Government Center to come from the General Fund-Fund Balance.
Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent
Motion carries.*

*-Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION Governmental Branch Allocation of General Funds for Fiscal Year 2023.
Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent
Motion carries.*

A phone poll of the Tribal Council will be conducted as the above Certified Motion shall be posted by February 15, 2023 in accordance with Waganakising Odawak Statute 2020-006 Tribal Government Budget Formulation and Modification Statute.

-Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to authorize GNI Phase I, LLC to continue to pursue the "A" and "B" loans through Native American Bank and the Energy Improvement (PACE) loan through PACE Loan Group.

Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent

Motion carries.

Phone Polls passed by Appropriations and Finance Committee: None

-Next Meeting: Tuesday, March 14, 2023 at 9:00 a.m. in Council Chambers and via Zoom

Motion to acknowledge receipt of the Appropriations and Finance Committee verbal and written report as provided on the agenda by Treasurer Leroy Shomin, Committee Chair for February 23, 2023.

d. Land and Reservation Committee Report

-Last Meeting: February 3, 2023

(Motions made at the February 3, 2023 Land and Reservation Committee Meeting were presented to Tribal Council at their February 9, 2023 meeting.)

Phone Polls passed by Land and Reservation Committee: None

-Next Meeting: Friday, March 3, 2023 at 9:00 a.m. in Council Chambers and via Zoom

Motion to acknowledge receipt of the Land and Reservation Committee verbal report as provided on the agenda by Councilor Aaron Otto, Committee Chairperson for February 23, 2023.

10. Tribal Council Member Reports:

- a. Councilor Fred Kiogima
- b. Councilor Tamara Munson
- c. Councilor William Ortiz – Aki Construction Reception
- d. Councilor Aaron Otto
- e. Councilor Melissa Pamp
- f. Councilor James Pontiac
- g. Legislative Leader Emily Proctor – Aki Construction Reception
- h. Secretary Marcella Reyes
- i. Treasurer Leroy Shomin

Motion to acknowledge receipt of ...(verbal/written) report for February 23, 2023.

11. Legislative Office Reports:

a. Office of Finance and Revenue - Senior Financial Analyst

i. Office Update

ii. Corporate Charters and/or Board Updates:

- Gaming Authority
- Odawa Economic Affairs Holding Corporation
- Odawa Economic Development Management, Inc.
- Tribal Burial Board
- Ziibimijwang, Inc.

Motion to acknowledge receipt of Sr Financial Analyst Rachel Cope's verbal and written report for February 23, 2023.

b. Tribal Historic Preservation Officer

Motion to acknowledge receipt of Tribal Historic Preservation Officer Melissa Wiatrolik's verbal and written report for February 23, 2023.

c. General Counsel

Motion to acknowledge receipt of General Counsel Jim Bransky's verbal report for February 23, 2023.

d. Legislative Office Director

Motion to acknowledge receipt of Legislative Office Director Michele Portman-LaCount's verbal and written report for February 23, 2023.

12. Tribal Council Action Items:

a. Motions

- i. **Motion** to acknowledge receipt of Little Traverse Bay Bands of Odawa Indians 1836 Ceded Territory 2023 Natural Resources Rules and Regulations Reg-WOS-2013-004-021623-009.
- ii. **Motion** to approve CERTIFIED MOTION # 022323-01 Request to Accept Funding Increase from the Indian Health Service Annual Funding Agreement FY 2023.
- iii. **Motion** to approve CERTIFIED MOTION # 022323-02 Request for Funding as a sub-grantee from the Inter-Tribal Council of Michigan for funding from the National Cancer Institute, Promoting Smoke-Free Homes in Rural American Indian Households Project FY 2023-2026.
- iv. **Motion** to approve CERTIFIED MOTION # 022323-03 Request for Funding from Institute of Museum and Library Services, Native American Library Services Basic Grant FY 2023.

- v. **Motion** to authorize to GNI Phase I, LLC to continue to pursue the "A" loan through Native American Bank.
- vi. **Motion** to authorize to GNI Phase I, LLC to continue to pursue the "B" loan through the Energy Improvement (PACE) loan through PACE Loan Group.
- vii. **Motion** to acknowledge receipt of the Executive Nomination of JoAnne Cook for Chief Judge and set up an interview.
- viii. **Motion** to acknowledge receipt of the Executive Nomination of Elise McGowan-Cuellar for Associate Justice and set up an interview.
- ix. **Motion** to approve the Legislative Services Attorney job description dated February 21, 2023 and request the Human Resources Department to post the position.
- x. **Motion** to appoint Deleta Smith to the Citizenship Commission for a 3-year term ending February 23, 2026.
- xi. **Motion** to appoint Laura Blumberg to Ziibimijwang, Inc. for a 4-year term ending February 23, 2027.
- xii. **Motion** to appoint Laura Blumberg to Odawa Economic Affairs Holding Corporation for a 3-year term ending February 23, 2026.
- xiii. **Motion** to allow Tribal Council to travel March 15, 2023 to Bay Mills to visit the Boys and Girls club and their operation.

b. Roll Call Votes

- i. **Motion** to adopt Tribal Resolution Supplemental Funding in the Amount of \$12,000.00 for a Water and Wastewater Systems Engineering Study of the LTBB Government Center to come from the General Fund-Fund Balance.
- ii. **Motion** to pass Waganakising Odawak Statute Dissolution of Marriage.
- iii. **Motion** to pass Waganakising Odawak Statute Amendment to WOS # 2021-004 Domestic Violence Statute.

13. Other Items of Business:

a.

14. Adjournment

_____ a.m./p.m. **Motion** to adjourn.

Next Scheduled Meeting;
Thursday, March 9, 2023 at 9:00 a.m. in Council Chambers and via Zoom